

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA, :
: Plaintiff, :
: v. : Criminal Action No. 05-96-GMS
: :
JAMES L. LARK, :
: Defendant. :
:

MOTION AND ORDER TO DISMISS

The United States of America, by and through its attorneys, Colm F. Connolly, United States Attorney for the District of Delaware, and Beth Moskow-Schnoll, Assistant United States Attorney for the District of Delaware, hereby moves this Honorable Court to dismiss Count Two of the Indictment, pursuant to a Memorandum of Plea Agreement.

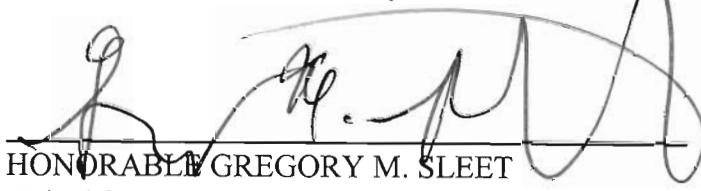
COLM F. CONNOLLY
United States Attorney

BY:

Beth Moskow-Schnoll
Beth Moskow-Schnoll
Assistant United States Attorney

Dated: September 7, 2006

IT IS SO ORDERED this 7th day of September, 2006.


HONORABLE GREGORY M. SLEET
United States District Court Judge